

Matthew D. Powers (SBN 104795)
matthew.powers@tensegritylawgroup.com
William Nelson (SBN 196091)
william.nelson@tensegritylawgroup.com
Robert Gerrity (SBN 268084)
robert.gerrity@tensegritylawgroup.com
Natasha Saputo (SBN 291151)
natasha.saputo@tensegritylawgroup.com
Samantha Jameson (SBN 296411)
samantha.jameson@tensegritylawgroup.com
Jennifer Robinson (SBN 270954)
jen.robinson@tensegritylawgroup.com
TENSEGRITY LAW GROUP, LLP
555 Twin Dolphin Drive, Suite 650
Redwood Shores, CA 94065
Telephone: (650) 802-6000
Fax: (650) 802-6001

*Attorneys for Plaintiff
Arista Networks, Inc.*

John M. Desmarais (admitted pro hac vice)
jdesmarais@desmaraisllp.com
DESMARAIS LLP
230 Park Avenue
New York, NY 10169
Telephone: (212) 351-3400
Facsimile: (212) 351-3401

Sarah E. Piepmeier (SBN 227094)
sarah.piepmeier@kirkland.com
KIRKLAND & ELLIS LLP
555 California Street, 27th Floor
San Francisco, CA 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

*Attorneys for Defendant
Cisco Systems, Inc.*

[Additional Counsel Listed in Signature Block]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

ARISTA NETWORKS, INC.,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

Case No. 5:16-cv-00923-BLF (SVK)

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO SHORTEN
TIME FOR HEARING ARGUMENT
ON THE PARTIES' MOTIONS TO
STRIKE (DKT. NOS. 169 AND 186)**

AS MODIFIED BY COURT

Plaintiff Arista Networks, Inc. and Defendant Cisco Systems, Inc. (the “parties”) hereby jointly request that the Court shorten time to hear argument on Cisco’s November 14, 2017, Motion to Strike Portions of the Amended Complaint (Dkt. 169) and Arista’s December 5, 2017, Motion to Strike Cisco Systems, Inc.’s Affirmative Defenses and For Partial Judgment on the Pleadings (Dkt. 186) and advance the hearing date to January 18th, January 25th, or as soon as is convenient for the Court. Cisco and Arista’s motions to strike are currently set for hearing on April 19, 2018, and May 10, 2018, respectively. On December 26, 2017, Arista moved to shorten time to hear its motion to strike so that it could be addressed before the February 2, 2018, exchange of rebuttal expert reports. (*See* Dkt. 193.) Subsequently, the parties agreed that Cisco will not oppose Arista’s motion to shorten time in exchange for Arista’s agreement that Cisco’s motion to strike may be heard at the same time. The Court has previously extended the deadline for the completion of fact-witness depositions (from November 9, 2017, to December 1, 2017), the deadline for the exchange of initial expert reports (from December 4, 2017, to December 18, 2017), and the deadline for the exchange of rebuttal expert reports (from January 19, 2018, to February 2, 2018), at the parties’ request, (*see* Dkt. No. 167), but there have been no other modifications to the Court’s March 17, 2017, Case Scheduling Order (Dkt. 109) and no other dates set forth in the Case Scheduling Order would be affected by this modification. Accordingly, subject the approval of the Court, THE PARTIES HEREBY STIPULATE AND AGREE THAT:

The hearing date for argument on Cisco’s Motion to Strike Portions of the Amended Complaint (Dkt. 169) and Arista’s Motion to Strike Cisco Systems, Inc.’s Affirmative Defenses and For Partial Judgment on the Pleadings (Dkt. 186) shall be advanced to January 18th, January 25th, or as soon as is convenient for the Court.

Respectfully submitted,

Dated: January 2, 2018

By: /s/ Matthew D. Powers /s/

Matthew D. Powers (SBN 104795)
matthew.powers@tensegritylawgroup.com
William Nelson (SBN 196091)
william.nelson@tensegritylawgroup.com
Robert Gerrity (SBN 268084)
robert.gerrity@tensegritylawgroup.com
Natasha Saputo (SBN 291151)

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 Samantha Jameson (SBN 296411)
 samantha.jameson@tensegritylawgroup.com
 Jennifer Robinson (SBN 270954)
 jen.robinson@tensegritylawgroup.com
 TENSEGRITY LAW GROUP, LLP
 555 Twin Dolphin Drive, Suite 650
 Redwood Shores, CA 94065
 Telephone: (650) 802-6000
 Fax: (650) 802-6001

Attorneys for Plaintiff Arista Networks, Inc.

Dated: January 2, 2018

By: /s/ Jeffrey S. Seddon, II /s/

John M. Desmarais (*admitted pro hac vice*)
 jdesmarais@desmaraisllp.com
 Paul A. Bondor (*admitted pro hac vice*)
 pbondor@desmaraisllp.com
 Alan S. Kellman (*admitted pro hac vice*)
 akellman@desmaraisllp.com
 Tamir Packin (*admitted pro hac vice*)
 tpackin@desmaraisllp.com
 Andrew G. Heinz (*admitted pro hac vice*)
 aheinz@desmaraisllp.com
 Jeffrey S. Seddon, II (SBN 297502)
 jseddon@desmaraisllp.com
 Brian Leary (*admitted pro hac vice*)
 bleary@desmaraisllp.com
 William D. Findlay (*admitted pro hac vice*)
 wfindlay@desmaraisllp.com
 Tom BenGera (*admitted pro hac vice*)
 tbengera@desmaraisllp.com
 Michael R. Rhodes (*admitted pro hac vice*)
 mrhodes@desmaraisllp.com
 Carson Olsheski (*admitted pro hac vice*)
 colsheski@desmaraisllp.com
 DESMARAIS LLP
 230 Park Avenue
 New York, NY 10169
 Telephone: (212) 351-3400
 Facsimile: (212) 351-3401

Christopher G. Renner (*admitted pro hac vice*)
 crenner@bsflp.com
 Richard A. Feinstein (*admitted pro hac vice*)
 rfeinstein@bsflp.com
 BOIES SCHILLER FLEXNER LLP
 1401 New York Avenue, NW
 Washington, DC 20005
 Telephone: (202) 237-2727
 Facsimile: (202) 237-6131

Sarah E. Piepmeier (SBN 227094)
 sarah.piepmeier@kirkland.com

KIRKLAND & ELLIS LLP
555 California Street, 27th Floor
San Francisco, CA 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

Attorneys for Defendant Cisco Systems, Inc.

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ATTORNEY ATTESTATION

I hereby attest, pursuant to Civil Local Rule 5-1(i)(3), that the concurrence in the filing of this document has been obtained from the signatory indicated by the “conformed” signature (/s/) of Matthew D. Powers within this e-filed document.

/s/ Jeffrey S. Seddon, II /s/

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that Cisco's Motion to Strike Portions of the Amended Complaint (Dkt. 169) and Arista's Motion to Strike Cisco Systems, Inc.'s Affirmative Defenses and For Partial Judgment on the Pleadings (Dkt. 186) shall be set for hearing on January 25, 2018, at 9:00 am/pm.

Arista's Motion to Shorten Time at ECF 193 is TERMINATED as moot.

DATED: January 3, 2018



Hon. Beth Labson Freeman
United States District Judge